

**UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS**

**UBS FINANCIAL SERVICES INC.**

Plaintiff,

v.

**WILLIAM R. COLE, MICHAEL R. PRESTON,  
AND JOHN LLODRA,**

Defendants.

CIVIL ACTION NO.  
05-10121RWZ

**MOTION TO WITHDRAW AND VACATE NOTICE OF REMOVAL**

Defendants William R. Cole, Michael R. Preston and John Llodra (“Defendants”) hereby file this Motion to Withdraw and Vacate Notice of Removal. Defendants state that they inadvertently filed the Notice of Removal with this Court. Accordingly, Defendants respectfully request that this Court vacate the Notice of Removal and allow this matter to proceed in the Superior Court for the Commonwealth of Massachusetts, Suffolk County.

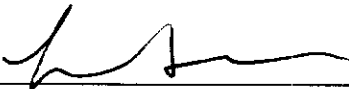
**DEFENDANTS WILLIAM R. COLE,  
MICHAEL R. PRESTON  
AND JOHN LLODRA,**

Larsen  
Michael B. Cosentino, BBO#558036  
Lana Sullivan, BBO #649364  
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Dated: January 20, 2005

**CERTIFICATE OF SERVICE**

I hereby certify that a true and accurate copy of the foregoing was served by hand, upon all counsel of record this 20<sup>th</sup> day of January 2005.

  
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Lana Sullivan